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REMARKS

Claims 1-5, 8-23, 25, 29, 32 and 36-49 are pending. The pending claims have been subject to a restriction/election requirement. The Examiner asserted that the application contains more than one invention or groups of inventions that are not so linked as to form a single general inventive concept. The Examiner further asserted that the application contains claims directed to more than one species of the generic invention, and these species are deemed to lack unity of invention.

With regards to the first election, Applicant hereby elects Group I for prosecution on the merits, comprising claims 1-5, 11-13, 22, 23, 25 and 38-43.

With regards to the second election, Applicant hereby elects the species BMP-2. Applicant notes that claims 2, 5, 11, 38 and 41 include recitations of BMP-2. The remaining claims in Group I are considered generic.

Applicant preliminarily withdraws claims 8-10, 14-21, 29, 32, 36-37 and 44-49. Accordingly, claims 1-5, 11-13, 22, 23, 25 and 38-43 remain pending in the application. It is hereby noted that upon the allowance of a generic claim, Applicant will be entitled to the claims of the additional species which are written in dependent form or otherwise include all the limitations of an allowed generic claim as provided by 37 CFR 1.141.

Respectfully submitted,

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CERTIFICATE OF MAILING (37 C.F.R. § 1.8a)

I hereby certify that this correspondence is, on the date shown below, being deposited with the United States Postal Service, with first class postage prepaid, in an envelope addressed to: Mail Stop AMENDMENT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on April 12, 2010.

Kelly Walsh

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